The opinion in support of the decision being entered today was <u>not</u> written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte MARK J. HARRIS

Application No. 10/018378

MAILED

DEC 2 9 2005

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on October 27, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

INFORMATION DISCLOSURE STATEMENT

Appellant filed a Information Disclosure Stated (IDS) dated June 11, 2002. There is no indication on the record that the Information Disclosure Statement was considered by the

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Examiner and the related Form 1449 needs to be signed. A written communication notifying appellant of the Examiner's consideration is required.

Accordingly, it is

- 1) consideration and proper written response to the Information Disclosure Statement filed January 30, 2002;
 - 2) the examiner's signature on the accompanying Form 1449 is required;

BOARD OF PATENT APPEALS AND INTERFERENCES

CRAIG R. FEINBER

Program and Resource Administrator

(571)272-9797

CRF/dpv

Application No. 10/018,378

Benesch, Friedlander, Coplan & Aronoff, LLP Attn: IP Department Docket Clerk 2300 BP Tower 200 Public Square Cleveland, OH 44114